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PTO/SB/21 (09-04)

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TRANSMITTAL FORM

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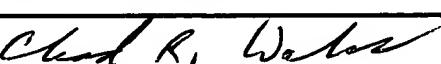
Total Number of Pages in This Submission

14

Application Number	09/875,261
Filing Date	June 5, 2001
First Named Inventor	Todd F. Mozer
Art Unit	2654
Examiner Name	Martin Lemer
Attorney Docket Number	000001-000800US

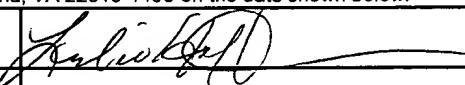
ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Renewed Petition under 37CFR 1.181(a) <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below): Copy of Not. of Abandonment; Copy Docket Record; Copy of Office Action Envelope; Copy of 1st pg. of Office Action; Decl. of Mimi Riahi; Postcard.
<input type="checkbox"/> Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Fountainhead Law Group P.C.		
Signature			
Printed name	Chad Walsh		
Date	November 13, 2006	Reg. No.	43,235

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Office of Petitions, Atten: Paul Shanoski, Eda. Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Leslie Hoffmann	Date	November 13, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



I hereby certify that the correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Mail Stop: Petition; Atten: Paul Shanoski, Esq.,
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PATENT
Attorney Docket No.: 000001-000800US

On November 13, 2006

FOUNTAINHEAD LAW GROUP PC

By: Leslie A. P.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Todd F. Mozer

Application No.: 09/875,261

Filed: June, 5 2001

For: CLIENT-SERVER SECURITY
SYSTEM AND METHOD

Confirmation No.: 4605

Examiner: Martin Lerner

Technology Center/Art Unit: 2654

RENEWED PETITION UNDER
37 C.F.R. 1.181(a)

To: Office of Petitions
Mail Stop Petition
Attention: Paul Shanoski, Esq.
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Abandonment mailed May 16, 2006 and in reply to the Decision on Petition Under 37 C.F.R. §1.181 mailed September 11, 2006, Petitioner hereby submits this Renewed Petition Under 37 C.F.R. §1.181(a) and respectfully request that the Abandonment be withdrawn. The Renewed Petition is being filed within two (2) months from the mail date of the Decision on Petition. Petitioner believes no fee is required.

A Final Office Action leading to Abandonment was mailed on September 19, 2005. The Final Office Action leading to the Abandonment was not received. A search of the file jacket and docket records indicates that the Final Office Action was not received. A copy of the Notice of Abandonment is attached hereto as Exhibit 1. A copy of the docket record where the non-received Office Action would have been entered had it been received is attached as Exhibit 2. A copy of the Office Action envelope and first page of the Office Action were downloaded from the PTO Public Pair website. A copy of the downloaded Office Action envelope is attached here to as Exhibit 3. The envelope shows that the Office Action was marked "Returned to Sender" by the Post Office and received back at the PTO Mail Center on September 26, 2006. A copy of the downloaded Office Action first page is attached here to as Exhibit 4. The first page of the Office Action shows a mailing date of September 19, 2005, and shows that it was received by the PTO OIPE/IAP on September 27, 2005. Thereafter, a Notice of Abandonment was mailed on May 16, 2006.

Petitioner filed a Petition to Withdraw Holding of Abandonment for Failure to Receive Office Action on June 19, 2006. A Decision on Petition Under 37 C.F.R. §1.181(a) was mailed on September 11, 2006 dismissing the petition and requesting that Petitioner clarify, on the record, when the correspondence address changed.

The Final Office Action mailed on September 19, 2005 was addressed to: Fountainhead Law Group, 6172 Bollinger Road, #174, San Jose, CA 95129. This address is a Aims Mail Center store containing post office boxes that are available for rent. #174 is one of the post office boxes therein. The above-address was the current correspondence address on September 19, 2005. Petitioner's representative, Chad R. Walsh, moved physical offices in April of 2005 and submitted a change of correspondence address on October 18, 2005. However, petitioner's representative maintained Post Office Box #174, located at 6172 Bollinger Road, San Jose, CA 95129 as the valid correspondence address for this case until October 18, 2005. The Post Office Box was a valid PTO correspondence address for this application in September of 2005. Petitioner officially changed correspondence address for this application on October 18, 2005. Petitioner has attached hereto as Exhibit 5 to this paper the Declaration of Mimi Riahi, Manager of the Aim Mail Center on Bollinger Road in San Jose as evidence that the

PATENT
Attorney Docket No.: 000001-000800US

correspondence address 6172 Bollinger Road, #174, San Jose, CA 95129 was a valid address at the time the Final Office Action leading to Abandonment was mailed and remained a valid address for petitioner's representative until May 23, 2006.

Petitioner believes that the U.S. Post Office erred by failing to deliver the Final Office Action as addressed.

In view of the foregoing, Applicants believe that Abandonment of this Application should be withdrawn because the Office Action was not received.

Respectfully submitted,



Chad R. Walsh
Reg. No. 43,235

FOUNTAINHEAD LAW GROUP
900 Lafayette Street, Suite 509
Santa Clara, CA 95050
Tel: 408-244-6319
CRW



EXHIBIT 1



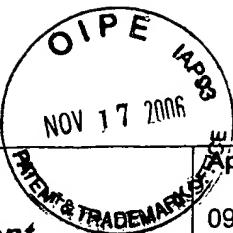
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NOV 17 2006
14P83

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APPLICATION NO.	FILED DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/875,261	06/05/2001	Todd F. Mozer	000001-000800US	4605
7590	05/16/2006	EXAMINER		
Fountainhead Law Group Suite 509 900 Lafayette Street Santa Clara, CA 95050			LERNER, MARTIN	
		ART UNIT	PAPER NUMBER	
		2626		

Please find below and/or attached an Office communication concerning this application or proceeding.



Notice of Abandonment

Application No.

09/875,261

Examiner

Martin Lerner

Applicant(s)

MOZER, TODD F.

Art Unit

2626

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. Applicant's failure to timely file a proper reply to the Office letter mailed on 19 September 2005.
 - (a) A reply was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on _____.
 - (b) A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection. (A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
 - (c) A reply was received on _____ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
 - (d) No reply has been received.
2. Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
 - (a) The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
 - (b) The submitted fee of \$_____ is insufficient. A balance of \$_____ is due.

The issue fee required by 37 CFR 1.18 is \$_____. The publication fee, if required by 37 CFR 1.18(d), is \$_____.
 - (c) The issue fee and publication fee, if applicable, has not been received.
3. Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
 - (a) Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
 - (b) No corrected drawings have been received.
4. The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. The decision by the Board of Patent Appeals and Interference rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. The reason(s) below:

Martin Lerner
Examiner
Art Unit 2626

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.

EXHIBIT 2



Country Application

Monday, June 19, 2006

Page: 1

Client-Matter: 00001-0008

Country: US

SubCase: 00

Client: Sensory Incorporated

United States of America

Case Type: PRI

Application Status: Published

Application Number: 09/875,261

Filing Date: 05-Jun-2001

Publication Number: US-2002-0194003-A1

Publication Date: 19-Dec-2002

Patent Number:

Issue Date:

Parent/PCT Number:

Parent/PCT Date :

Parent Issue Number:

Parent Issue Date :

Tax Schedule: SE

Expiration Date:

Confirmation #: 4605

Patent Term Adjustment: 0

Agent:

Agent Reference #:

Family Reference:

Country Application

Monday, June 19, 2006

Page: 2

List Of Actions

Action(s) Due	Due Date		Action Taken
Information Disclosure Stmtnt	05-Sep-2001	Due Date	28-Apr-2003
Foreign Filing Follow Up Date	12-Nov-2001	Due Date	12-Nov-2001
Foreign Filing Reminder	05-Dec-2001	Reminder	12-May-2001
Foreign Filing Due	05-Jun-2002	Final	12-May-2001
18 month Publication	05-Dec-2002	Due Date	19-Dec-2002
Application Status Check	05-Dec-2002	Due Date	
Publication Follow Up Date	19-Jun-2003	Due Date	19-Jun-2003
Information Dis Follow Up Date	28-Oct-2003	Due Date	28-Oct-2003
1 Month to Due Date	13-Nov-2004	Reminder	13-Dec-2004
3 Month Due Date	13-Dec-2004	Due Date	13-Dec-2004
1st Extension	13-Jan-2005	Reminder	13-Dec-2004
2nd Extension	13-Feb-2005	Reminder	13-Dec-2004
2 Weeks to Final Date	28-Feb-2005	Due Date	13-Dec-2004
6 Month Final	13-Mar-2005	Final	13-Dec-2004
1 Month to Due Date	14-Jun-2005	Reminder	08-Aug-2005
3 Month Due Date	14-Jul-2005	Due Date	08-Aug-2005
1st Extension	14-Aug-2005	Reminder	08-Aug-2005
2nd Extension	14-Sep-2005	Reminder	08-Aug-2005
2 Weeks to Final Date	29-Sep-2005	Due Date	08-Aug-2005
6 Month Final	14-Oct-2005	Final	08-Aug-2005

Created By: PatAdmin

User ID: PatAdmin

Date Created: 09-May-2005

Last Update: 09-May-2005

EXHIBIT 3

Organization IC 2600 Bldg./Room KNOX
U.S. DEPARTMENT OF COMMERCE

COMMISSIONER FOR PATENTS

P.O. BOX 1450

ALEXANDRIA, VA 22313-1450
IF UNDELIVERABLE RETURN IN TEN DAYS

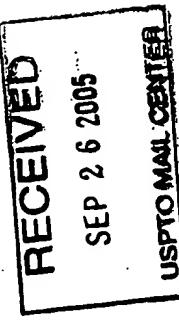
OFFICIAL BUSINESS

AN EQUAL OPPORTUNITY EMPLOYER

[Handwritten Signature]

• RETURN TO SENDER

NO SUCH \$
 ATTEMPTED - NOT KNOWN
ROUTE NUMBER 2019
INITIALS D



BEST AVAILABLE COPY



EXHIBIT 4



U.S. PATENT AND TRADEMARK OFFICE

NOV 17 2006

OIPE IAPCS
PATENT & TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/875,261	06/05/2001	Todd F. Mozer	016757-000800US	4605

7590 09/19/2005

Chad Walsh, Esq.
Fountainhead Law Group
6172 Bollinger Road, #174
San Jose, CA 95129

RECEIVED
OIPE/IAP

EXAMINER

LERNER, MARTIN

ART UNIT	PAPER NUMBER
	2654

DATE MAILED: 09/19/2005

SEP 27 2005

Please find below and/or attached an Office communication concerning this application or proceeding.

EXHIBIT 5



PATENT
Attorney Docket No.: 000001-000800US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Todd F. Mozer

Application No.: 09/875,261

Filed: June, 5 2001

For: CLIENT-SERVER SECURITY
SYSTEM AND METHOD

Confirmation No.: 4605

Examiner: Martin Lerner

Technology Center/Art Unit: 2654

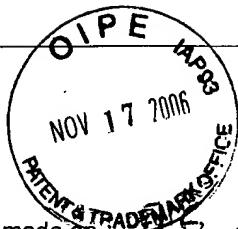
DECLARATION OF MIMI RIAHI

DECLARATION

1. My name is Mimi Riahi, and I am the manager of an Aim Mail Centers located at 6172 Bollinger Road, San Jose, CA 95129.
2. Aim Mail Center is in the business of renting post office boxes to businesses and individuals for receiving mail through the United States Postal System, and the United States Postal System regularly delivers mail to our office.
3. Post office box number 174 was rented by Chad R. Walsh continuously from February 23, 2004 to May 23, 2006.
4. Exhibit A attached hereto is a true and correct copy of the contract between Chad R. Walsh and Aim Mail Center showing that Chad R. Walsh had paid for post office box number 174 from February 23, 2004 to May 23, 2006. Any mail received from the Postal Service addressed to 6172 Bollinger Road #174, San Jose, CA 95129 during that time period would have been placed in post office box 174 in the ordinary course of business.
5. I declare under penalty of perjury that the foregoing facts are true and correct to the best of my knowledge as of this date of November 13, 2006.

Mimi Riahi

EXHIBIT A



174 AIM Mail Centers.

Application For Mailbox Rental

This agreement made on 23, 2006 by and between AIM Mail Center® and Chad Walsh hereinafter referred to as "Applicant" and AIM Mail Center® hereinafter referred to as AIM, shall be governed by these terms to which each party agrees.

1. By completing this form and USPS Form 1583, a copy of which will be made available to the United States Postal Service, Applicant appoints AIM as agent for the receipt of mail for a period not to exceed that for which rent has been paid in advance. AIM will provide a key to a lockbox from which Applicant may obtain his or her mail. Access to Applicant's lockbox will be provided during the business hours posted by AIM. Should Applicant appoint another person or organization to collect mail from AIM premises, Applicant shall be responsible for the conduct of such person or organization. AIM shall assume that possession of a key is evidence of authority to collect mail.
2. The key loaned to Applicant remains the property of AIM and shall not be duplicated or modified by Applicant. Applicant shall be refunded the key deposit upon return of the key, except when Applicant is in default the key deposit will then be forfeited.
3. Applicant understands that the relationship of the parties hereto is one of bailment and not landlord and tenant.
4. Once AIM has placed Applicant's mail in the assigned lockbox, the mail shall be deemed to have been delivered to Applicant, and AIM shall not be responsible for loss, theft or damage hereto. AIM is not engaged in the delivery of mail and cannot be responsible for failure of the United States Postal Service to deliver mail or to deliver it in a timely fashion or undamaged condition.
5. Applicant agrees to use AIM services in accordance with these rules and in compliance with all U.S. Postal regulations. Failure to do so may result in cancellation of service without notice.
6. All information provided by Applicant on this form is confidential and will not knowingly be disclosed to anyone without Applicant's prior consent, except for law enforcement purposes, postal inspectors and or postal representatives, also as per all current postal regulations (may change without notice).
7. Mail will be accepted for three (3) persons or organizations in a single lockbox. Additional names may be added with a \$2.00 per name per month charge. Applicant agrees to accept full responsibility for additional persons listed on Applicants 1583 form. In the event that Applicant consistently receives substantially more mail than can be placed in a single lockbox, AIM reserves the right to require Applicant to rent a larger size box or one or more boxes.
8. Applicant agrees to protect, indemnify and hold harmless AIM from and against any and all claims, demands and courses of action of any nature whatsoever relative to use of AIM facilities or services, and any expense of AIM incurred in a defense against same shall be reimbursed by Applicant.
9. In the event AIM commits or fails to commit any act which results in disruption of service to Applicant, and Applicant hereby suffers a loss, AIM's liability shall be limited to but not more than the rental fees paid by Applicant for service not yet received.
10. Certified, registered, insured, or C.O.D., mail or parcels will not be accepted by AIM as agent for Applicant except in those cases in which Applicant specifically authorizes same in advance, and provides full payment of C.O.D. shipments. See *Note 1.
11. AIM fees are due and payable in advance. Failure to pay such fees when due may result in disruption or cancellation of services. AIM does prorate its fees and *does not* provide refunds in the event Applicant cancels service prior to its agreed upon expiration. All lockboxes are payable and due in three (3) month increments. A \$10.00 late fee will be added to all rents which are ten (10) days past due. AIM reserves the right to decrease or increase rental fees without notice.
12. AIM Mail Centers reserves the right to refuse renting a mailbox to anyone.
13. After the expiration of this rental agreement or upon termination of the agreement for failure to pay rent, some of your mail may still be delivered to this address. *Applicant understands that the United States Postal Service will not forward or return mail without payment, and will not accept a Change of Address.* You have two (2) options as to how you want this mail handled.

Please initial one of the following options:

CRW

Yes, please forward Applicant's mail for six (6) months after service has ended. Applicant agrees to Prepay a \$5.00 Forwarding Fee. Once Forwarding Fee is utilized Applicant will be notified and additional fees may be required at that time to continue mail forwarding.

 No, do not forward my mail. I will pick up my mail once (1) within the first 30 days of the closure of mailbox and notify all correspondents of mine as to my new address.

Regardless of the option you have made, 181 days after service has ended, first class mail will be refused and given back to the post office.

- 14). Applicant shall not use the designation "P.O. Box" as part of his or her address, but must use "PMB" designation or the "#" sign. Applicant is responsible for notifying all correspondents of their new address.
- 15). The address to be used by Applicant is as follows:

Option A

Your Name
PMB or # _____
6172 Bollinger Rd.
San Jose, CA 95129

Circle your choice
of address and
initial next to box

Option B

Your Name
6172 Bollinger Rd. PMB or # _____
San Jose, CA 95129

BB 174
BB

Mail must be addressed exactly like Option A or Option B. Mail addressed otherwise will be returned to sender "Undeliverable as Addressed, Missing PMB or # Sign" by the United States Post Office.

*Note, initial choice below:

cBw

Yes, SIGN ALL certified, registered, insured mail and parcels (*Note 1 a \$2.00 service charge for each COD shipment.)

No, DO NOT SIGN for anything on Applicant's behalf, except to act as agent (as required by law) for service of process each COD.) to receive any legal documents that served upon me.

First rental period is from 2/23/04 to 5/23/04. Contract to continue in force upon renewal of additional rental periods at a cost of \$15⁰⁰ per month.

Mailbox Rental Fee	\$ <u>45⁰⁰</u>
Key Deposit	\$ <u>5.00</u>
Prepaid Forwarding Fee	\$ <u>5.00</u>
Set Up Fee	\$ <u>10.00</u>
Total for first rental period	\$ <u>65⁰⁰</u>

5-23-04 / 5-23-05

Paid 100.00

Paid 5/23/05 to 5-23-06

Carol Webb

Carl R. L.

Applicant's Signature

AIM Mail Center's® Representative

719 Hibiscus Pl. 408 891-3887

Street Address

Day Phone

San Jose CA 95117

City / State / Zip

Evening Phone

